

House File 2473

H-8368

1 Amend the amendment, H-8315, to House File 2473 as  
2 follows:

3 1. Page 22, after line 21 by inserting:

4 <DIVISION  
5 PUBLIC RETIREMENT SYSTEMS

6 Sec. \_\_\_\_\_. Section 97A.6, subsection 7, paragraph  
7 a, subparagraph (1), Code 2014, is amended to read as  
8 follows:

9 (1) Should any beneficiary for either ordinary  
10 or accidental disability, except a beneficiary  
11 who is fifty-five years of age or over and would  
12 have completed twenty-two years of service if the  
13 beneficiary had remained in active service, be engaged  
14 in a gainful occupation paying more than the difference  
15 between the member's net retirement allowance and  
16 ~~one two~~ and one-half times the current earnable  
17 compensation of an active member at the same position  
18 on the salary scale within the member's rank as the  
19 member held at retirement, then the amount of the  
20 retirement allowance shall be reduced to an amount  
21 such that the member's net retirement allowance plus  
22 the amount earned by the member shall equal ~~one two~~  
23 and one-half times the amount of the current earnable  
24 compensation of an active member at the same position  
25 on the salary scale within the member's rank as the  
26 member held at retirement. Should the member's earning  
27 capacity be later changed, the amount of the retirement  
28 allowance may be further modified, provided that the  
29 new retirement allowance shall not exceed the amount of  
30 the retirement allowance originally granted adjusted by  
31 annual readjustments of pensions pursuant to subsection  
32 14 of this section nor an amount which would cause the  
33 member's net retirement allowance, when added to the  
34 amount earned by the beneficiary, to equal ~~one two~~  
35 and one-half times the amount of the current earnable  
36 compensation of an active member at the same position  
37 on the salary scale within the member's rank as the  
38 member held at retirement. A beneficiary restored  
39 to active service at a salary less than the average  
40 final compensation upon the basis of which the member  
41 was retired at age fifty-five or greater, shall not  
42 again become a member of the retirement system and  
43 shall have the member's retirement allowance suspended  
44 while in active service. If the rank or position  
45 held by the retired member is subsequently abolished,  
46 adjustments to the allowable limit on the amount of  
47 income which can be earned in a gainful occupation  
48 shall be computed in the same manner as provided in  
49 subsection 14, paragraph "c", of this section for  
50 readjustment of pensions when a rank or position has

1 been abolished. If the salary scale associated with a  
2 member's rank at retirement is changed after the member  
3 retires, earnable compensation for purposes of this  
4 section shall be based upon the salary an active member  
5 currently would receive at the same rank and with  
6 seniority equal to that of the retired member at the  
7 time of retirement. For purposes of this paragraph,  
8 "net retirement allowance" means the amount determined  
9 by subtracting the amount paid during the previous  
10 calendar year by the beneficiary for health insurance  
11 or similar health care coverage for the beneficiary  
12 and the beneficiary's dependents from the amount of  
13 the member's retirement allowance paid for that year  
14 pursuant to this chapter. The beneficiary shall submit  
15 sufficient documentation to the board of trustees  
16 to permit the system to determine the member's net  
17 retirement allowance for the applicable year.

18 Sec. \_\_\_\_\_. Section 97B.49B, subsection 1, paragraph  
19 e, Code 2014, is amended by adding the following new  
20 subparagraph:

21 NEW SUBPARAGRAPH. (13) A person other than a  
22 deputy sheriff, jailer, or detention officer who is  
23 employed by a sheriff to provide courthouse security  
24 services or prisoner transportation duties, is required  
25 as a condition of employment to carry a firearm and has  
26 been professionally trained and qualified in the use of  
27 any firearm in connection with the individual's duties,  
28 is required and authorized under limited circumstances  
29 to perform law enforcement duties that may include but  
30 are not limited to detaining persons, taking persons  
31 into custody, making arrests, transporting or providing  
32 custody and care for those persons under the sheriff's  
33 control, and is a certified Iowa peace officer, has  
34 Iowa reserve peace officer certification, or has  
35 equivalent peace officer training.

36 Sec. \_\_\_\_\_. Section 97B.52A, subsection 1, paragraph  
37 c, subparagraph (2), subparagraph division (b), Code  
38 2014, is amended to read as follows:

39 (b) For a member whose first month of entitlement  
40 is July 2004 or later, but before July ~~2014~~ 2016,  
41 covered employment does not include employment as a  
42 licensed health care professional by a public hospital.  
43 For the purposes of this subparagraph, "public  
44 hospital" means a hospital licensed pursuant to chapter  
45 135B and governed pursuant to chapter 145A, 347, 347A,  
46 or 392.

47 Sec. \_\_\_\_\_. Section 97B.80, subsection 1, Code 2014,  
48 is amended to read as follows:

49 1. a. For purposes of this subsection, "eligible  
50 member" means as follows:

1 (1) For the period beginning July 1, 1992, and  
2 ending June 30, 2014, a vested or retired member who  
3 has one or more full calendar years of covered wages.

4 (2) Beginning on or after July 1, 2014, a member  
5 vested by service or a retired member who is vested by  
6 service and who is within six months of the retired  
7 member's first month of entitlement.

8 ~~b. Effective July 1, 1992, a vested or retired~~  
9 ~~An eligible member who has one or more full calendar~~  
10 ~~years of covered wages and who at any time served on~~  
11 ~~active duty in the armed forces of the United States,~~  
12 ~~upon submitting verification of the dates of the active~~  
13 ~~duty service, may make contributions to the retirement~~  
14 ~~system for all or a portion of the period of time of~~  
15 ~~the active duty service, in increments of one or more~~  
16 ~~calendar quarters, and receive credit for membership~~  
17 ~~service and prior service for the period of time for~~  
18 ~~which the contributions are made.~~

19 Sec. \_\_\_\_\_. Section 97B.80C, subsection 1, Code 2014,  
20 is amended by adding the following new paragraph:

21 NEW PARAGRAPH. *Oa. "Eligible member" means as*  
22 *follows:*

23 (1) Prior to July 1, 2014, a vested or retired  
24 member.

25 (2) Beginning on or after July 1, 2014, a member  
26 vested by service or a retired member who is vested by  
27 service and who is within six months of the retired  
28 member's first month of entitlement.

29 Sec. \_\_\_\_\_. Section 97B.80C, subsection 2, paragraphs  
30 a, b, and c, Code 2014, are amended to read as follows:

31 ~~a. A vested or retired~~ An eligible member may make  
32 contributions to the retirement system to purchase up  
33 to the maximum amount of permissive service credit  
34 for qualified service as determined by the system,  
35 pursuant to Internal Revenue Code section 415(n),  
36 the requirements of this section, and the system's  
37 administrative rules.

38 ~~b. A vested or retired~~ An eligible member of  
39 the retirement system may make contributions to the  
40 retirement system to purchase up to a maximum of twenty  
41 quarters of permissive service credit for nonqualified  
42 service as determined by the system, pursuant to  
43 Internal Revenue Code section 415(n), the requirements  
44 of this section, and the system's administrative rules.  
45 ~~A vested or retired~~ An eligible member must have at  
46 least twenty quarters of covered wages in order to  
47 purchase permissive service credit for nonqualified  
48 service.

49 ~~c. A vested or retired~~ An eligible member may  
50 convert regular member service credit to special

1 service credit by payment of the amount actuarially  
2 determined as necessary to fund the resulting increase  
3 in the member's accrued benefit. The conversion shall  
4 be treated as a purchase of qualified service credit  
5 subject to the requirements of paragraph "a" if the  
6 service credit to be converted was or would have been  
7 for qualified service. The conversion shall be treated  
8 as a purchase of nonqualified service credit subject to  
9 the requirements of paragraph "b" if the service credit  
10 to be converted was purchased as nonqualified service  
11 credit.>  
12 2. By renumbering as necessary.

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PETTENGILL of Benton